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9 Lead Counsel for Plaintiffs

E-filed 8/15/05

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12
13 SAN JOSE DIVISION

14 In re CERUS CORPORATION SECURITIES)
LITIGATION)

Master File No. C-03-5517-JF(RS)

15)

CLASS ACTION

16 This Document Relates To:)

17 ALL ACTIONS.)

STIPULATION AND ORDER
RE: MOTION TO DISMISS BRIEFING
SCHEDULE AND HEARING DATE

1 Plaintiffs and defendants, through their counsel, submit the following stipulation and
2 proposed order regarding the briefing schedule and hearing date on defendants' motion to dismiss
3 plaintiff's third amended consolidated complaint ("Motion to Dismiss"):

4 Whereas, defendants filed their Motion to Dismiss on July 8, 2005;

5 Whereas, plaintiffs' opposition to defendants' Motion to Dismiss is currently due September
6 6, 2005;

7 Whereas, defendants' reply in support of their Motion to Dismiss is currently due October 6,
8 2005;

9 Whereas, the hearing on defendants' Motion to Dismiss is currently scheduled for October
10 28, 2005;

11 Whereas, due to scheduling conflicts, plaintiffs have requested a one week extension to file
12 their opposition to defendants' Motion to Dismiss;

13 Therefore, the parties hereby stipulate and agree to modify the briefing schedule and hearing
14 date for defendants' Motion to Dismiss as follows:

- 15 1. Plaintiffs' opposition to defendants' Motion to Dismiss shall be filed on or before
16 September 13, 2005;
- 17 2. Defendants' reply in support of their Motion to Dismiss shall be filed on or before
18 October 20, 2005; and
- 19 3. The hearing on defendants' Motion to Dismiss shall be held on November 4, 2005.

20 IT IS SO STIPULATED.

21 DATED: August 11, 2005

LERACH COUGHLIN STOIA GELLER
RUDMAN & ROBBINS LLP
PATRICK J. COUGHLIN
JOHN K. GRANT
LUKE O. BROOKS

25 /s/
LUKE O. BROOKS

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9 Lead Counsel for Plaintiffs

10 DATED: August 11, 2005

11 MORRISON & FOERSTER, LLP
12 JORDAN D. ETH
13 MELVIN R. GOLDMAN
14 TERRI GARLAND

15
16 /s/
17 RAYMOND M. HASU

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22 Attorneys for Defendant

23 I, Luke O. Brooks, am the ECF User whose ID and password are being used to file this
24 Stipulation and [Proposed] Order Re: Motion to Dismiss Briefing Schedule and Hearing Date. In
25 compliance with General Order 45, X.B., I hereby attest that Raymond M. Hasu has concurred in
26 this filing.

27 DATED: August 11, 2005

28
29 /s/
30 LUKE O. BROOKS

31 * * *

32 **ORDER**

33 Pursuant to stipulation of the parties, the briefing schedule and hearing on defendants'
34 Motion to Dismiss are hereby modified as follows:

- 35 1. Plaintiffs' opposition to defendants' Motion to Dismiss shall be filed on or before
36 September 13, 2005;
- 37 2. Defendants' reply in support of their Motion to Dismiss shall be filed on or before
38 October 20, 2005; and

3. The hearing on defendants' Motion to Dismiss shall be held on November 4, 2005.

DATED: 8/15/05

/s/electronic signature authorized
THE HONORABLE JEREMY FOGEL
UNITED STATES DISTRICT JUDGE

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DECLARATION OF SERVICE BY MAIL AND FACSIMILE

I, the undersigned, declare:

1. That declarant is and was, at all times herein mentioned, a citizen of the United States and employed in the City and County of San Francisco, over the age of 18 years, and not a party to or interested party in the within action; that declarant's business address is 100 Pine Street, Suite 2600, San Francisco, California 94111.

2. That on August 11, 2005, declarant served the **STIPULATION AND [PROPOSED] ORDER RE: MOTION TO DISMISS BRIEFING SCHEDULE AND HEARING DATE** by depositing a true copy thereof in a United States mailbox at San Francisco, California in a sealed envelope with postage thereon fully prepaid and addressed to the parties listed on the attached Service List. Declarant also served the parties by facsimile.

3. That there is a regular communication by mail between the place of mailing and the places so addressed.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 11th day of August, 2005, at San Francisco, California.

/s/

CAROLYN BURR

CERUS CORP. (LEAD)

Service List - 8/11/2005 (03-0399)

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